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(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

3

Application Number

10/688,329

Filing Date

October 17, 2003

First Named Inventor

Kodama, Shoji

Art Unit

2624

Examiner Name

Joseph Mancuso

Attorney Docket Number

16869B-081000US

ENCLOSURES (Check all that apply)

- | | | |
|---|---|--|
| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
| <input type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment/Reply | <input type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Terminal Disclaimer | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Request for Refund | Renewed Petition to Make Special Return Postcard |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> CD, Number of CD(s) _____ | |
| | <input type="checkbox"/> Landscape Table on CD | |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | Remarks | The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430. |
| <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application | | |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Townsend and Townsend and Crew LLP

Signature

Printed name

George B. F. Yee

Date

June 1, 2006

Reg. No.

37,478

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Signature

Typed or printed name

Cynthia McKinley

Date

June 1, 2006



PATENT
Attorney Docket No.: 16869B-081000US
Client Ref. No. HAL 276
(340300836US1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Shoji Kodama

Application No.: 10/688,329

Filed: October 17, 2003

For: Method and Apparatus for File
Replication with a Common Format

Customer No.: 20350

Confirmation No. 2311

Examiner: Joseph Mancuso

Technology Center/Art Unit: 2624

RENEWED PETITION TO MAKE
SPECIAL FOR NEW APPLICATION
PURSUANT TO
37 C.F.R. § 1.102(d) &
M.P.E.P. § 708.02, Item VIII,
ACCELERATED EXAMINATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

A petition to make special the above-identified application in accordance with MPEP § 708.02, Item VIII, accelerated examination was filed October 17, 2005. A decision DENYING the petition was mailed May 18, 2006, for which this RENEWED petition is being submitted. The application has not received any examination by the Examiner.

It is understood that a Petition Fee is not required, as this is a renewed Petition. However, the Commissioner is authorized to charge any fees to Deposit Account No. 20-1430 that may be associated with this Renewed Petition.

The decision noted that the petition met the requirements set forth under M.P.E.P. § 708.02, Item VIII. It further noted, however, that an IDS filed (Oct. 20) subsequent to the petition made statements that were inconsistent with statements made in the petition. This RENEWED petition addresses the inconsistency.

The petition accurately asserted that the references cited therein were identified in a pre-examination search performed by an independent patent search firm.

The IDS incorrectly stated "no representation is being made that a search has been conducted or that this statement encompasses all the possible relevant information." The IDS was filed as a precautionary measure to guarantee that the references cited in the petition would be considered by the examiner irrespective of the outcome of the petition.

However, since the petition appears to be proper but for this inconsistent statement, the undersigned retracts the "no representation" statement made in the October 20 IDS. The references cited in the IDS are the same references as identified in the petition. The references cited in the IDS were, in fact, identified as a result of a pre-examination search performed by an independent patent search firm.

Respectfully submitted,



George B. F. Yee
Reg. No. 37,478

TOWNSEND and TOWNSEND and CREW LLP
Two Embarcadero Center, 8th Floor
San Francisco, California 94111-3834
Tel: 650-326-2400
Fax: 415-576-0300
GBFY:cmm
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